

10/09/01

Jc863 U.S. PTO

10-10-01

09/973562 100902

Express Mail Label No. EL917371889US

UTILITY  
PATENT APPLICATION  
TRANSMITTAL

|                      |                                     |
|----------------------|-------------------------------------|
| Attorney Docket No.  | BSC-186                             |
| First Named Inventor | Joseph P. Desmond III               |
| Title                | PROSTATIC STENT AND DELIVERY SYSTEM |

(Only for new nonprovisional applications under 37 CFR 1.53(b))

## APPLICATION ELEMENTS

1. ☒ Fee Transmittal Form
2. ☐ Small Entity Status  
☐ Applicant claims small entity status  
☐ Status established in prior application and is still proper and desired
3. ☒ Specification and Drawings [Total Pages 48]
  - Written Description - (26 pages)
  - Claims - (7 pages)
  - Abstract - (1 page)
  - Sheets of Drawings - (14 sheets)
  - ☒ Formal
  - ☐ Informal
4. ☒ Oath or Declaration [Total Pages 4]
  - a. ☒ Newly executed (original)
  - b. ☐ Copy from a prior application (37 CFR 1.63(d))*(for continuation/divisional with Box 17 completed)*  
*[Note Box 5 below]*
5. ☐ Incorporation by Reference (usable if Box 4b is checked)  
The entire Disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
6. ☒ Application Data Sheet
7. ☐ Nucleotide and/or Amino Acid Sequence Submission
  - ☐ Computer Readable Copy
  - ☐ Paper Copy (identical to computer copy)
  - ☐ CD (identical to computer copy)
  - ☐ Statement verifying identity of above copies

ADDRESS TO: **Box Patent Application**  
Assistant Commissioner for Patents  
Washington, D.C. 20231

## ACCOMPANYING APPLICATION PARTS

8. ☐ 37 CFR 3.73(b) Statement (when there is an assignee)  
☐ Power of Attorney
9. ☐ English Translation Document (if applicable)
10. ☒ Information Disclosure Statement (IDS)/PTO-1449  
☒ Copies of IDS Citations
11. ☐ Preliminary Amendment
  - ☐ Drawings [Total Sheets ]
  - ☐ Letter to Official Draftsperson Including Drawings [Total Pages ]
12. ☒ Return Receipt Postcard
13. ☐ Certified Copy of Priority Document(s)
14. ☐ Deletion of Inventor(s)  
Signed statement attached deleting inventor(s) named in the prior application
15. ☐ CD in duplicate for large table or computer program
16. ☐ Other:

17. ☐ If a CONTINUING APPLICATION, amend the specification by inserting on page 1, before the first line, the sentence:  
--This is a ☐ continuation ☐ divisional ☐ continuation-in-part of prior application Serial No. / , filed on , , the entire disclosure of which is incorporated by reference herein.--  
**Priority to the above application(s) is claimed under 35 U.S.C. 120.**  
Prior application information: Examiner: . Group/Art Unit: .

18. ☐ Priority - 35 U.S.C. 119  
☐ Priority of application Serial No. filed on is claimed under 35 U.S.C. 119.  
☐ The certified copy has been filed in prior U.S. application Serial No. / on .  
☐ The certified copy will follow.

## CORRESPONDENCE ADDRESS

Direct all correspondence to: Patent Administrator  
Testa, Hurwitz & Thibault, LLP  
High Street Tower  
125 High Street  
Boston, MA 02110  
Tel. No.: (617) 248-7000  
Fax No.: (617) 248-7100

## SIGNATURE BLOCK

Date: October 9, 2001  
Reg. No. 44,744  
Tel. No.: (617) 248-7328  
Fax No.: (617) 248-7100

Respectfully submitted,  
*Jonathan A. Harris*  
Jonathan A. Harris  
Attorney for Applicants  
Testa, Hurwitz & Thibault, LLP  
High Street Tower  
125 High Street  
Boston, MA 02110

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Jc996 U.S. PTO

09/973562

10/09/01

# **FEE TRANSMITTAL** **FY 2002**

Complete if Known

|                           |                       |
|---------------------------|-----------------------|
| Application Serial Number | Not yet assigned      |
| Filing Date               | October 5, 2001       |
| First Named Inventor      | Joseph P. Desmond III |
| Group Art Unit            | Not yet assigned      |
| Examiner Name             | Not yet assigned      |
| Attorney Docket No.       | BSC-186               |

## METHOD OF PAYMENT

1. ☒ Payment Enclosed:  
☒ Check ☐ Money Order ☐ Other
2. ☒ The Commissioner is hereby authorized to credit or charge any fee indicated below for this submission to Deposit Account No. 20-0531.  
☐ Required Fees (copy of this sheet enclosed).  
☒ Additional fee required under 37 CFR 1.16 and 1.17.  
☒ Overpayment Credit.
3. ☐ Applicant claims small entity status.

## FEE CALCULATION

## 1. FILING FEE

| Large Entity Fee (\$) | Fee Description        | Fee Paid |
|-----------------------|------------------------|----------|
| 740                   | Utility filing fee     | 740.00   |
| 330                   | Design filing fee      |          |
| 160                   | Provisional filing fee |          |

|  | Number Filed | Number Extra | Rate         | Amount     |
|--|--------------|--------------|--------------|------------|
| Total Claims   | 37           | - 20 = 17    | x \$ 18.00 = | 306.00     |
| Independent Claims   | 2            | - 3 = 0      | x \$ 84.00 = |            |
| <input type="checkbox"/> Multiple Dependent Claim(s), if any |              |              |              | \$280.00 = |

TOTAL 1,046.00

SMALL ENTITY DISCOUNT:

SUBTOTAL (1) (\$ 1,046.00)

## 2. AMENDMENT CLAIM FEES

| Claims Remaining After Amend.                                      | Highest No Previously Paid For | Present Extra | Rate         | Fee Paid     |
|--|--------------------------------|---------------|--------------|--------------|
| Total  | -                              | =             | x \$ 18.00 = |              |
| Indep.   | -                              | =             | x \$ 84.00 = |              |
| <input type="checkbox"/> First Presentation of Multiple Dep. Claim |                                |               |              | + \$280.00 = |
| TOTAL  |                                |               |              | (\$)         |
| SMALL ENTITY DISCOUNT  |                                |               |              | (\$)         |
| SUBTOTAL (2)   |                                |               |              | (\$)         |

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## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

| Large Entity Fee (\$) | Small Entity Fee (\$) | Fee Description  | Fee Paid |
|-----------------------|-----------------------|--|----------|
| 130                   | 65                    | Surcharge - late filing fee or oath                            |          |
| 50                    | 25                    | Surcharge - late provisional filing fee or cover sheet         |          |
| 130                   | 130                   | Non-English specification                                      |          |
| 2,520                 | 2,520                 | Request for ex parte reexamination                             |          |
| 110                   | 55                    | Extension for reply within first month                         |          |
| 400                   | 200                   | Extension for reply within second month                        |          |
| 920                   | 460                   | Extension for reply within third month                         |          |
| 1440                  | 720                   | Extension for reply within fourth month                        |          |
| 1960                  | 980                   | Extension for reply within fifth month                         |          |
| 320                   | 160                   | Notice of Appeal   |          |
| 320                   | 160                   | Filing a brief in support of an appeal                         |          |
| 280                   | 140                   | Request for oral hearing                                       |          |
| 130                   | 130                   | Petitions to the Commissioner                                  |          |
| 180                   | 180                   | Submission of Information Disclosure Statement                 |          |
| 740                   | 370                   | Filing a submission after final rejection (37 CFR 1.129(a))    |          |
| 740                   | 370                   | For each additional invention to be examined (37 CFR 1.129(b)) |          |
| 100                   | 100                   | Certificate of Correction for applicant's error                |          |

Other fee (Specify)

Other fee (Specify)

SUBTOTAL (3) (\$)

SUBTOTAL (1) 1,046.00

SUBTOTAL (2)

SUBTOTAL (3)

TOTAL (\$ 1,046.00)

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